

Title 22: HEALTH AND WELFARE

Chapter 855-D: SPECIAL PROVISIONS HEADING: PL 1973, c. 790, §3 (new)

Table of Contents

Subtitle 3. INCOME SUPPLEMENTATION

Part 1-A. STATE SUPPLEMENTAL INCOME FOR BLIND, DISABLED AND ELDERLY PEOPLE

Section 3275. APPLICABILITY OF CHAPTER.....	3
Section 3276. DISQUALIFICATION.....	3
Section 3277. REGULATIONS.....	3
Section 3278. APPLICABILITY OF OTHER SECTIONS.....	3
Section 3279. UNINDORSED CHECKS; PROCEDURE.....	3
Section 3280. LIABILITY OF RELATIVES.....	4
Section 3281. CIVIL RIGHTS.....	4
Section 3282. PROVISIONS SEVERABLE.....	4
Section 3283. MEDICAL EXPENSES FOR CATASTROPHIC ILLNESS (REPEALED).....	5

Maine Revised Statutes

Title 22: HEALTH AND WELFARE

Chapter 855-D: SPECIAL PROVISIONS HEADING: PL 1973, c. 790, §3 (new)

§3275. APPLICABILITY OF CHAPTER

The provisions of this chapter apply only to so much of state supplemental income to the blind, disabled and elderly as is administered directly by the department, and not to so much thereof as is administered by the secretary. When the administration of any portion of the state supplemental income program is transferred to the secretary, these provisions shall no longer apply to such portion of the state supplemental income program. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW).

§3276. DISQUALIFICATION

Any beneficiary of state supplemental income not administered by the secretary shall be disqualified from receiving benefits unless he files with the department, whenever the department may require it, information concerning his income, assets and other conditions relating to his financial circumstances. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW).

§3277. REGULATIONS

The department shall promulgate such temporary rules and regulations, consistent with the laws of the State of Maine, which are necessary or desirable for administration of this Part. The effect of such rules shall terminate on July 1, 1975. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW).

§3278. APPLICABILITY OF OTHER SECTIONS

Sections 3178, 3179, 3180, 3181, 3182, 3183 and 3184 apply to this Part. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW).

§3279. UNINDORSED CHECKS; PROCEDURE

When, for any reason whatsoever, a person who has been determined to be eligible for state supplemental income is unable to indorse the check for the last payment approved for him prior to his death, the department may approve payment by the State of obligations incurred by the recipient for board and room in anticipation of the receipt of such check, such payments to be authorized in accordance with the rules

and regulations of the department. Any claim which may be paid under this section must be presented to the department in writing within 60 days of the date of the death of the eligible person. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW).

§3280. LIABILITY OF RELATIVES

The spouse of a beneficiary of state supplemental income shall, if of sufficient ability, be responsible for the partial or total support of such persons. In determining the ability of such spouse, his assets as well as his income shall be considered. [1973, c. 790, §3 (NEW).]

The Attorney General shall bring proceedings in the name of the State of Maine in any court of competent jurisdiction to compel any person liable under this section to contribute to the support of any recipient of such benefit, if, after reasonable efforts on the part of the department, voluntary contributions have not been made. The court shall determine a fair and reasonable amount for support to be paid by the defendant to the department as reimbursement for moneys furnished to a recipient. [1973, c. 790, §3 (NEW).]

The action must be brought as a petition for support upon not less than 7 days' notice. Upon failure to pay the support ordered, execution must issue. The State shall pay the expense of commitment and support when the defendant is committed to jail on execution and the defendant may be discharged in the same manner as provided by Title 19-A, section 952. [1997, c. 2, §47 (COR).]

The department shall encourage and stimulate voluntary contributions from the parents and adult children of the recipients of such aid, if such relatives are of sufficient ability to contribute toward the support of such recipients. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW). RR 1997, c. 2, §47 (COR).

§3281. CIVIL RIGHTS

The state supplemental income program shall be conducted in accordance with Title VI of the Civil Rights Act, as amended. [1973, c. 790, §3 (NEW).]

SECTION HISTORY

1973, c. 790, §3 (NEW).

§3282. PROVISIONS SEVERABLE

The provisions of chapters 855, 855-A, 855-B, 855-C and 855-D are severable and, if any of the provisions shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect nor impair any of the remaining provisions. If any of the provisions of said chapters shall be in violation of the provisions of the Federal Social Security Act as in effect on April 1, 1974, such provision shall be null and void and the department shall, in that event, take such action as is consistent with the intent of this Act and as is necessary to continue participation by the State of Maine in the program authorized by Title XVI of the United States Social Security Act, as amended. If any of the provisions of this Act shall be in violation of any amendment to the Social Security Act which shall take effect subsequent to April 1, 1974, the department shall recommend to the Legislature legislation which is necessary or desirable to conform the laws of the State to such amendments. [1975, c. 623, §29 (AMD).]

SECTION HISTORY

1973, c. 790, §3 (NEW). 1975, c. 623, §29 (AMD).

§3283. MEDICAL EXPENSES FOR CATASTROPHIC ILLNESS**(REPEALED)**

SECTION HISTORY

1975, c. 293, §4 (AMD). 1975, c. 623, §30 (NEW). 1975, c. 679, §2 (AMD). 1977, c. 714, §6 (RP).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the Second Regular Session of the 126th Maine Legislature and is current through August 1, 2014. The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.